

MAS Leisure Ltd

Liquidator's Draft Final Report

RECEIPTS AND PAYMENTS ACCOUNT

My Receipts & Payments Account for the period from 29th May 2015 to 4th August 2015 is attached at Appendix 1.

Estate funds were banked in a designated clients' account at a UK bank and accordingly there is no account held by the Secretary of State to reconcile the attached report to.

ASSETS

There has been no realisation of assets in this period. Creditors should refer to my annual progress report for the period 29th May 2014 to 28th May 2015.

LIABILITIES

Secured Liabilities

An examination of the company's mortgage register held by the Registrar of Companies, showed that the company granted a debenture to Natwest Bank Plc. The Statement of Affairs estimated that the debt secured was in the value of £27,639. No claim has been received from the bank.

Preferential Creditors

The statement of affairs anticipated £8,100 in preferential creditors. Claims totaling £7,946.39 have been received.

Crown Creditors

The statement of affairs included £31,415 owed to HMRC. To date, HMRC's claim of £88,918.73 has been received.

Unsecured Creditors

The statement of affairs included 55 unsecured creditors with an estimated total liability of £109,417 in respect of trade creditors, £535 in respect of non-preferential employee claims, £2,000 in respect of a Directors Loan Account, and £287,300 in respect of paid share premiums. I have received claims from 36 creditors at a total of £163,316.72. To date I have not received claims from 30 creditors with original estimated claims in the statement of affairs of £86,972.10. The reason for the difference in claims is there have been some creditors who have submitted claim who were not shown on the Statement of Affairs as we were made unaware of the liability owed to them.

DIVIDENDS

A dividend has not been paid to unsecured creditors in this liquidation as the funds realised have been used to meet the expenses of the liquidation.

INVESTIGATION INTO THE AFFAIRS OF THE COMPANY

I undertook an initial investigation into the company's affairs to establish whether there were any potential asset recoveries or conduct matters that justified further investigation, taking account of the public interest, potential recoveries, the funds likely to be available to fund an investigation, and the costs involved.

There were no matters that justified further investigation in the circumstances of this appointment.

Within six months of my appointment, I was required to submit a confidential report to the Secretary of State to include any matters which have come to my attention during the course of my work which may indicate that the conduct of any past or present director would make him unfit to be concerned with the management of the company. I would confirm that my report has been submitted.

LIQUIDATOR'S ACTIONS SINCE APPOINTMENT

Since appointment I have corresponded with Adnams Brewery and the agents instructed on their behalf, BT Ross & Co, regarding the leasehold premises known as 'The King's Head' and 'The Ship Inn'. The premises were secured and discussions were entered into regarding the fixtures and fittings, which were sold to Adnams Brewery. The leasehold interests were disclaimed. I have filed all necessary tax returns and reports on the conduct of the directors. I have reclaimed VAT and corresponded with debtors and creditors.

I have written to the Revenue to request for my case files to be closed and to seek my release as Liquidator and no objections have been received. I have now scheduled a final meeting of creditors to be held at 11:15am in which I will seek my release as Liquidator, once the meeting has been held my case files will be placed in to storage.

PRE-APPOINTMENT REMUNERATION

The creditors previously authorised the payment of a fee of £5,000 for assistance with preparing the statement of affairs, producing and circulating the notices for the meetings of members and creditors and prior to my appointment at a meeting held on 29 May 2014. The fee for the statement of affairs and meetings was paid pre-appointment by the company.

LIQUIDATOR'S REMUNERATION

My remuneration was previously authorised by creditors at a meeting held on 29th May 2013 to be drawn on a time cost basis.

My total time costs to 4th August 2015 amount to £13,291.50 plus VAT, representing 63.6 hours, which have been charged at an average charge out rate of £208.99 plus VAT. My time costs which have been incurred in this period amount to £1,766.00 plus VAT representing 8.9 hours spent at an average hourly rate of £198.43 plus VAT. I have been paid the sum of £3,712.12 plus VAT on account of time costs incurred during the whole period which equates to an average of £58.37 plus VAT per hour for the whole period of the liquidation

A schedule of my time costs incurred to date is attached as Appendix 2.

A description of the routine work undertaken in the liquidation to date is as follows:

1. Administration and Planning
 - Preparing the documentation and dealing with the formalities of appointment.
 - Statutory notifications and advertising.
 - Preparing documentation required.
 - Dealing with all routine correspondence.
 - Maintaining physical case files and electronic case details on Vision Blue.
 - Review and storage.
 - Case bordereau.
 - Case planning and administration.
 - Preparing reports to members and creditors.
 - Convening and holding meetings of members and creditors.
2. Cashiering
 - Maintaining and managing the liquidator's cashbook and bank account.
 - Ensuring statutory lodgements and tax lodgement obligations are met.
3. Creditors
 - Dealing with creditor correspondence and telephone conversations.
 - Preparing reports to creditors.
 - Maintaining creditor information on Vison Blue.
 - Reviewing and adjudicating on proofs of debt received from creditors.
4. Investigations
 - Review and storage of books and records.
 - Prepare a return pursuant to the Company Directors Disqualification Act.
 - Conduct investigations into suspicious transactions.
 - Review books and records to identify any transactions or actions a liquidator may take against a third party in order to recover funds for the benefit of creditors.
5. Realisation of Assets
 - Corresponding with various parties regarding the leasehold properties.
 - Liaising with the company's bank regarding the closure of the account.

A copy of 'A Creditors Guide to Liquidators' Fees' published by the Association of Business Recovery Professionals and 'A Statement of Insolvency Practice 9 (Revised)' is available at the link <http://www.dcabr.co.uk/business-advice-guides>. A hard copy of the Creditors Guide can be obtained on request from the address below. A copy of this firm's fee and disbursement policy is attached.

LIQUIDATOR'S EXPENSES

My expenses to 4th August 2015 amount to £535.20 plus VAT. I have drawn £248.37 to date.

The following expenses have been incurred but have not yet been paid:

Type of expense	Amount of expense incurred	Amount still to be paid
Insolvency Bond	£30.00	£30.00
Mileage	£127.80	£127.80
Lunch	£53.63	£53.63
Search Fees	£14.00	£14.00
Stationery	£48.40	£48.40
Room Hire	£33.00	£33.00

The following agents or professional advisors have been utilised in this matter:

Professional Advisor & Qualification	Nature of Work	Fee Arrangement
BT Ross & Co	Valuer - instructed by Adnams Brewery	Fixed Fee
General Auctions Ltd	Agent/Valuer	Sale of Stock: Percentage Basis (15%) Attendance at Premises and Removal of Equipment etc: Fixed Fee

The choice of professionals was based on my perception of their experience and ability to perform this type of work, the complexity and nature of the assignment and the basis of my fee arrangement with them. The fees charged have been reviewed and I am satisfied that they are reasonable in the circumstances of this case.

FURTHER INFORMATION

An unsecured creditor may, with the permission of the court or with the concurrence of 5% in value of the unsecured creditors (including the creditor in question) request further details of the Liquidator's remuneration and expenses, within 21 days of receipt of this report. Any secured creditor may request the same details in the same time limit.

An unsecured creditor may, with the permission of the court or with the concurrence of 10% in value of the creditors (including the creditor in question), apply to court to challenge the amount and/or basis of the Liquidator's fees and the amount of any proposed expenses or expenses already incurred, within 8 weeks of receipt of this report. Any secured creditor may make a similar application to court within the same time limit.

SUMMARY

The winding up of the company is now for all practical purposes complete and I am able to summon final meetings of the company's members and creditors to receive my final report and seek my release as liquidator.

Creditors should note that if I obtain my release as liquidator at the final meetings of members and creditors on 9th October 2015, my case files are placed in storage thereafter. If creditors have any queries they are asked to contact Toni James at this office.

Yours faithfully



Deborah Ann Cockerton MABRP MIPA
Liquidator of MAS Leisure Ltd

Enc:

Analysis of Liquidator's Time Costs

In accordance with the Statement of Insolvency Practice No.9, creditors are advised that:-

- The basis of the fees to be taken by the Liquidator was approved at the Meeting of Creditors held on 29/05/2013. It was resolved that such fees be paid on a time cost basis. This firm's standard insolvency rates with effect from 1st April 2014 are as stated below. For periods prior to this date lower rates will have applied. All rates are exclusive of valued added tax.

GRADE	Hourly rate from 1st April 2014 £	Hourly rate from 1st April 2013 £
Partner	350	350
Senior Manager	275	275
Manager	250	250
Senior Administrator (Grade 1)	225	225
Senior Administrator (Grade 2)	200	200
Administrator (Grade 1)	175	175
Administrator (Grade 2)	150	150
Administrator (Grade 3)	110	110

- The total hours expended by the Liquidator and all staff involved with the case during the period 29th May 2015 to 4th August 2015 to is 8.9 hours and for the whole period is 63.6 hours. The Liquidator has ensured that during each period the appropriate member of staff has undertaken the different tasks involved taking into account the complexity of the task and the qualifications and experience of the person involved.
- The charge out value of the period 29th May 2015 to 4th August 2015 is £1,766.00 plus VAT and for the whole period is £13,291.50 plus VAT, an average of £198.43 plus VAT per hour for this period and £208.99 plus VAT per hour for the whole period. The Liquidator has not been paid on account of time costs incurred in this period but has been paid the sum of £3,712.12 on account of time costs incurred for the whole period. This amounts to an average hourly rate of £58.37 plus VAT for the whole period.
- A general analysis of the time incurred during the period 29th May 2015 to 4th August 2015 confirms that work has been undertaken in the following areas:-

Classification of Work	HOURS					Time Costs Incurred	Average Hourly Rate
	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours		
Administration and Planning		1	7.80	0.1	8.9	£1,766.00	£198.43
Investigations							
Realisation of Assets							
Trading							
Creditors							
Case Specific Matters							
Total		1	7.8	0.1	8.9	£1,766.00	£198.43

**Re: MAS Leisure Ltd
CREDITORS VOLUNTARY LIQUIDATION**

**LIQUIDATOR'S RECEIPTS AND PAYMENTS ACCOUNT
FOR THE PERIOD 29.05.2015 TO 04/08/2015**

Estimated Realisations per SOA		Third Period Ended 04/08/2015	Total Period Ended 04/08/2015
	<u>RECEIPTS</u>		
	Balance Brought Forward	663.96	
6,000.00	Fixtures and Fittings	-	8,000.00
1,829.00	Cash at Bank	-	0.00
-	Stock	-	92.00
-	Utility Refund - E.ON	-	260.20
-	Cash at Bank	-	0.00
-	Money in respect of Shareholding	62.50	62.50
-	VAT Received	-	3,154.07
-	Net Bank Interest	1.30	9.59
<u>7,829.00</u>		<u>727.76</u>	<u>11,578.36</u>
	<u>PAYMENTS</u>		
	Insolvency Bond	-	20.00
	Statutory Advertising	-	109.46
	Postage	-	8.91
	Liquidator's Fees	-	3,712.12
	Agent's Fees	-	4,463.80
	Case Administration Fee	-	110.00
	VAT Paid	-	3,154.07
	Balance Held in a Lloyds Bank plc interest bearing account	-	-
		<u>-</u>	<u>11,578.36</u>

All figures are shown net of VAT